

Attorney Docket No. 03515/LH**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant : M. MELLER et al

Serial No. : 10/667,095

Filed : September 18, 2003

For : ROTARY APPARATUS FOR GRAFTING AND
COLLECTING BONE

Art Unit : 3732

Examiner : ROBERT, EDUARDO C.

Customer No.: 01933

RESPONSE- 37 C.F.R. 1.111MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

This is responsive to the Office Action mailed
March 16, 2005, the term for response to which expires on
April 16, 2005.

ELECTION

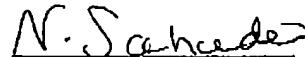
Applicant hereby elects Species I, Figs. 1-4, for further
prosecution on the merits, without traverse.

CLAIMS READABLE ON ELECTED SPECIES

The claims readable on elected Species I, Figs. 1-4, are
claims 1-17, 20 and 29-32.

GENERIC CLAIMS

Claims 1, 2, 14, 17, 20 and 29-31 are generic to all of
Species I, II and III.

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APR 12 2005CERTIFICATE OF FACSIMILE
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I hereby certify that this
paper is being facsimile
transmitted to the
Commissioner for Patents,
on the date noted below.
Nalini P. SabadeoDated: April 12, 2005

In the event that this Paper is late filed, and
the necessary petition for extension of time
is not filed concurrently herewith, please
consider this as a Petition for the requisite
extension of time, and to the extent not
tendered by credit card payment,
authorization to charge the extension fee,
or any other fee required in connection
with this Paper to Account No. 06-1378.

Upon allowance of a generic claim, it is respectfully requested that the Examiner also consider claims directed to non-elected Species, which depend from or otherwise include the subject matter of an allowable generic claim.

It is respectfully requested that prosecution on the merits now proceed on the basis of the election set forth above.

It is respectfully submitted that this submission is fully responsive to the outstanding Office Action.

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If the Examiner has any comments, questions, objections or recommendations, the Examiner is invited to telephone the undersigned at the telephone number given below for prompt action.

Respectfully submitted,

Leonard Holtz, Esq.
Reg. No. 32,974

Frishauf, Holtz, Goodman & Chick, P.C.
767 Third Avenue - 25th Floor
New York, New York 10017-2023
Tel. No. (212) 319-4900
Fax No. (212) 319-5101
LH/nps